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FILED

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MAURICE J. GALLIPOLI, J.S.

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SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION-HUDSON COUNTY
DOCKET NO. C-41-00

JOHN J. FARMER, JR., Attorney
General of the State of New
Jersey; MARK HERR, Director of
the Division of Consumer Affairs;
and the NEW JERSEY STATE BOARD
OF DENTISTRY

Plaintiffs,
vs.

ISMARI LABRADA a/k/a
ENEIDA LABRADA

Defendant

Civil Action

CONSENT ORDER
AND JUDGMENT

VERIFIED TRUE COPY
CERTIFIED TRUE COPY

This matter having been opened to the Court by John J. Farmer, Jr., Attorney General of New Jersey, counsel for plaintiffs, Anne W. Maloney, Deputy Attorney General appearing, pursuant to N.J.S.A.45:1-23, 45:6-1 et seq., 56:8-8, 56:8-13. It appears upon a review of the Verified Complaint, supporting certifications and exhibits submitted by the Attorney General that defendant Ismari Labrada (a/k/a "Enedia Labrada") has engaged in the unlicensed practice of dentistry. Defendant

Labrada admits that her conduct constituted multiple violations of N.J.S.A.45:6-1 et seq. and 56:8-2, in that she operated an illegal dentistry office and practice of dentistry located at 417-71st Street, North Bergen, New Jersey and held herself out as eligible to perform dentistry services when not authorized to do so.

The defendant has agreed to the entry of a Consent Order and Judgment settling this matter. It further appears that the entry of a permanent injunction and the imposition of civil penalties and costs against defendant Labrada are warranted, and for good cause shown,

IT IS on this 21st day of July, 2000,

ORDERED:

1. Defendant Ismari Labrada (a/k/a "Enedia Labrada") shall be and hereby is permanently enjoined from offering to perform or performing dental services or engaging in any practice which requires a license by the New Jersey State Board of Dentistry, unless and until she is duly licensed to do so.

2. Defendant Ismari Labrada shall be and is hereby directed to cease and desist from engaging in any activity or conduct which requires a license by the New Jersey State Board of Dentistry, unless and until she is duly licensed to do so.

3. Defendant Ismari Labrada is hereby assessed the sum of \$10,000 as follows:

a. Pursuant to N.J.S.A. 45:1-25 as amended by P.L. 1999, Chapter 403,§9, effective January 18, 2000, N.J.S.A. 58:8-11 and N.J.S.A. 58:8-19, an assessment in the amount of \$5,000 for use of the state.

b. Pursuant to N.J.S.A. 45:1-23 and N.J.S.A. 45:1-25 as amended, a civil penalty in the amount of \$2,500 for the unlicensed practice of dentistry in violation of N.J.S.A. 45:1-25 and N.J.S.A. 45:6-1 et seq.

c. Pursuant to N.J.S.A. 58:8-13, a civil penalty assessment in the amount of \$2,500 for the engagement in false pretense and misrepresentation in violation of N.J.S.A. 58:8-2.

4. Payment of the sum of \$10,000 shall be made as follows:

a. Defendant shall tender \$2,500 immediately upon signing the within Order, which payment shall be made by certified check or money order, made payable to the New Jersey Division of Consumer Affairs. Sums made payable to the Division of Consumer Affairs shall be delivered to:

New Jersey Department of Law and Public Safety
Division of Consumer Affairs
Attention: Case Management Tracking Unit
P. O. Box 45025
124 Halsey Street,
Newark, New Jersey 07101

b. Thereafter, but not later than October 1, 2000, the sum of \$7,500 of the balance shall be made payable to

the New Jersey State Board of Dentistry. Payment of remaining sum shall be made on or before the fifteenth day of each subsequent month in the amount of \$500 for fifteen (15) payments which shall be made by certified check or money order, made payable to the New Jersey State Board of Dentistry.

Agnes M. Clarke, Executive Director,
Board of Dentistry,
P. O. Box 45005,
124 Halsey Street, Sixth Floor
Newark, New Jersey 07101

5. Defendant Labrada shall have the right to seek modification of the payment schedule outlined in paragraph 4 of this Order by:

(a) Submitting a written request the Board of Dentistry at the address set forth in paragraph 4.

(b) The request shall set forth in writing any and all reasons why said payment schedule should be modified. The request shall be accompanied by any and all documents or other written evidence supporting the requested modification and reasons therefor.

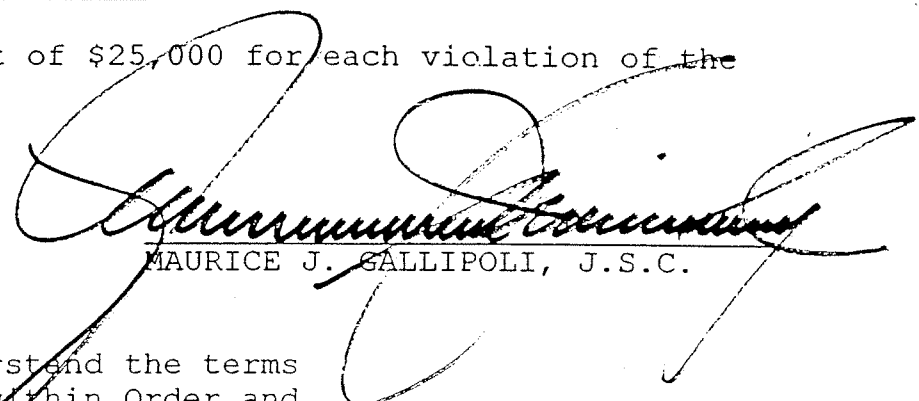
(c) The Board and the Office of the Attorney General will review the request and accompanying documentation and will issue a written response granting or denying the request and the reasons therefor.

6. Installment payments made pursuant to paragraph 4 shall first be applied to the fulfillment of costs and fees

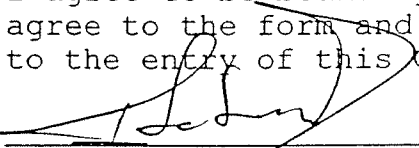
obligations, and thereafter to fulfillment of the civil penalties obligation.

7. It is hereby ordered and agreed that any violation of N.J.S.A. 45:6-1 et seq. or of N.J.S.A. 56:8-2 shall constitute subsequent offenses subject to enhanced civil penalties within the meaning of N.J.S.A. 45:1-25 as amended, N.J.S.A. 56:8-13, and N.J.S.A. 56:8-18 which sets forth civil penalties in the amount of \$25,000 for each violation of the within Order.

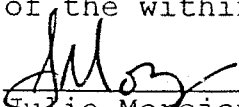
COPY OF THIS ORDER TO
BE SERVED UPON ALL PARTIES
WITHIN 7



MAURICE J. GALLIPOLI, J.S.C.

I have read and I understand the terms and conditions of the within Order and I agree to be bound by them. I hereby agree to the form and give my consent to the entry of this Order.


Ismari Labrada, Defendant

I agree to the form and entry of the within Order.


Julio Morejon, Esq.


JOHN J. FARMER, JR.
ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiffs
BY: Anne W. Maloney
Deputy Attorney General